

## **REMARKS**

The Examiner states “The prior art of record does not disclose or suggest . . . A periodic-arranged plurality of holes formed in the second semiconductor layer, . . . Where a depth of at least one of the plurality of holes is less than about one wavelength of the emitted light in the second semiconductor layer.” Independent claims 1 and 25 contain no such element. Claims 1 and 25 recite, among other things, “a depth of at least one of the plurality of holes is such that a thickness of said second semiconductor layer at a bottom of said at least one of the plurality of the holes is less than about one wavelength of said emitted light in said second semiconductor layer.” Applicants respectfully submit that the claims are allowable based solely on the language present in each claim, not based on the above-quoted statement in the Examiner’s reasons for allowance.

Should the Examiner have any questions, he is invited to call the undersigned at (408) 382-0480.

Respectfully submitted,

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